

Ordinance No. 2655

**AN ORDINANCE AUTHORIZING LIMITED CITY CONTRIBUTION
TOWARDS CHECK VALVE INSTALLATION AND RELATED MATTERS**

WHEREAS, the City of LaSalle deems it to be in the best interests of the citizens of the City of LaSalle and the public in general that a limited amount of City funds (Ten Thousand and no/100 Dollars [\$10,000.00]) be allocated each year to assist certain residents in defraying costs in regard to either “ejector pumps” and/or “check valves” to endeavor to assist in ameliorating instances of sewer back-up in times of heavy rainfall; and

WHEREAS, the City of LaSalle has appropriate corporate authority to pass an Ordinance in regard to allocating funds to assist residents in ameliorating flooding and sewer back-up in times of heavy rainfall regarding assisting in the cost in reference to check valves and/or ejector pumps, which municipal authority includes the power to protect and promote the public health, safety and welfare of the citizens, the power to prevent and/or abate public nuisances, and the home rule power of the City of LaSalle.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY
OF LASALLE, LASALLE COUNTY, ILLINOIS, AS FOLLOWS:**

SECTION 1. That the above referenced recitals are hereby made a part and portion of the ordained portion of this Ordinance.

SECTION 2. That the City of LaSalle does hereby authorize and allocate total sum of Ten Thousand and no/100 Dollars (\$10,000.00) per year for the purpose of sharing costs between the City of LaSalle and residents for the installation of check valves and/or ejector pumps with a 50/50 split per residence with the City share to be not in excess of Two Thousand and no/100 Dollars (\$2,000.00) per residence of the annual budget of Ten Thousand and no/100 Dollars (\$10,000.00). In the event that the entire Ten Thousand and no/100 Dollars (\$10,000.00) shall not be used in an individual year, then any

balance remaining at the end of the individual year shall lapse as to the prior year's allocation with said balance returned to the Sewer Fund, all subject to the terms and conditions contained herein.

SECTION 3. That for purposes of this Ordinance, check valves and ejector pumps are hereby defined as follows:

A. A "check valve" is a device which allows liquid to flow through the device in only one direction;

B. An "ejector pump" is a pump that replaces gravity during the transportation of waste from a pumping space that is situated underneath the remainder of the system, and a sewage ejector pump lifts waste from the basement or lowest level up to the sewer line where it flows out to a community sewer.

SECTION 4. That this cost contribution in regard to "check valves" and/or "ejector pump" installation program, hereinafter referred to as "program", shall be administered on a first come, first serve basis to be determined within the sole discretion of the City Council of the City of LaSalle based upon recommendation from other City Officials, most pertinently including the City Engineer Building Inspector and Superintendent of Public Works, which program shall also be administered on a reimbursement basis meaning that the property owner will be responsible for making the initial payment in regard to all costs and then obtaining reimbursement, if qualified, and provided the other criteria are met, including funds left for a given year. That the criteria in regard to selection and qualification shall additionally include the following:

A. Property owner shall be required to provide proof of recent (within the last two years) sanitary sewer back-up. Evidence in regard to meeting this criteria may include, but will not necessarily be limited to, the following: Dated photographs, dated video, cleaning bills, records of reports to the City of LaSalle in regard to reporting back-up, amongst other evidence.

B. The property owner shall also have contracted with a plumber and caused to clean and televise the property owner's sanitary sewer service from the residence to the City sewer main to verify

that the service is in satisfactory condition. A copy of the video shall be provided to the City through the office of the City Engineer for review. Upon the City being provided the appropriate evidence as required under Sections A and B above, the City will cause to clean and televise the main sewer in the vicinity of the service connection. A photo log of the connection will be provided to the property owner upon request. In the event that it is ultimately determined that the property owner and property qualifies and is to be a participant in the program, then in that event the cost of this initial inspection can be included with the cost involved in installation of the check-valve and/or ejector pump and thus eligible for partial reimbursement in accord with the other terms and criteria set forth herein.

C. The property owner shall additionally provide to the City through the office of the City Engineer a certified quote from a licensed plumber in regard to the proposed work in regard to the program (i.e., check valve and/or ejector pump) to be performed within the City of LaSalle. In the event the City Council based upon the recommendation of the other City Officials including the City Engineer, Superintendent of Public Works and Building Inspector, approves the request, the property owner shall then cause to have the work performed by the licensed plumber and upon providing evidence of the work having been performed and the payment by the owner to the contractor for the check valve and/or ejector pump, which is to be reviewed by the City Engineer and Building Inspector, that in that event, if approved, the property owner will be reimbursed one-half ($\frac{1}{2}$) of the cost with the City share again not to exceed the sum of \$2,000.00.

D. Any property owner may be eligible for participation more than once involving the same property; however, in no case shall the total reimbursement for all years and all requests exceed as to that residential property, a City contribution of Two Thousand and no/100 Dollars (\$2,000.00).

E. That additionally, no property and/or property owner shall be eligible for participation in this program unless all payments to the City regarding any and all fees and/or charges claimed due to the City have been paid, satisfied and current.

F. Other factors deemed appropriate within the reasonable discretion of LaSalle City Officials.

SECTION 5. That this Ordinance shall apply to prospective installations only with the exception of any resident who previously made an installation that would otherwise qualify based upon a written representation of the Mayor that in the event that such a program were ever implemented that said resident would be considered for inclusion.

SECTION 6. That this Ordinance and all portions hereof are further subject to additional review, modification and/or ratification by further action of the City Council of the City of LaSalle.

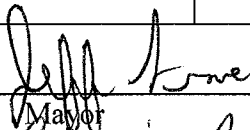
SECTION 7. That in the event that any provision and/or portion of a provision of this Ordinance should be declared invalid and/or unenforceable, the invalidity of any such provision and/or portion of a provision shall not affect the validity and/or enforceability of the remainder of this Ordinance.

SECTION 8: That this Ordinance shall be in full force and effect from and after its passage, approval and publication as provided by law.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of LaSalle, LaSalle County, Illinois, held on the 26th day of September, 2016.


MAYOR AND ALDERMEN	AYE VOTE	NAY VOTE	ABSTAIN / ABSENT
James Demes	X		
James W. Bacidore		X	
Tom Ptak		X	
Jerry Reynolds		X	
John Lavieri	X		
John S. Duncan, III	X		
Therold Herndon		X	
Mark Schneider	X		
Jeff Grove, Mayor	X		

APPROVED: _____


Mayor

, Dated 9/26/16

ATTEST: _____


City Clerk, City of LaSalle

, Dated 9/26/16

